IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 1ST AUGUST 2006 / 10TH SRAVANA 1928

Bail Appl..No. 4657 of 2006(B)

AGAINST THE ORDER DATED 19/7/2006 IN CMP.2273/2006 of J.M.F.C.-III,NEYYATTINKARA
(CRIME NO.308/2006 OF VELLARADA POLICE STATION)

.....

PETITIONERS/ACCUSED (IN CUSTODY)

SHIBU @ PODIYAN, S/O. BABY,
CHRUKKUPARA AATTARIKATHU VEEDU,
CHANGADAKKADAVU, AMBOORI,
KOVILLOOR DESOM, AMBOORI VILLAGE.

BY ADV. SRI.R.T.PRADEEP
SRI.V.VIJULAL

RESPONDENTS: COMPLAINANT:

THE STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR K. RAVIKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/08/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

B.A. 4657/2006

DATED THIS THE 1ST DAY OF AUGUST, 2006

O R D E R

The petitioner was arrested on 10.7.2006, with three liters of illicit arrack, by the Sub Inspector of Vellarada Police Station, who registered crime No.308/2006 of that police station, under section 8(1) & 8 (2) of the Abkari Act. The petitioner remains in judicial custody. Hence this application, under Section 439 Cr.P.C.

2. After hearing both sides and Considering the facts involved in this case, I grant bail and release the petitioner from jail, subject to the following conditions:-

> (a). The petitioner, shall execute a bond for Rs.25,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Judicial Magistrate of First Class-III, Neyyattinkara.

(b). The petitioner shall report before the Investigating Officer, once in a week on every Monday, between 10.00 a.m and 11.00 a.m., for a period of one month, starting from 7.8.2006.

The application is allowed as above.

J.M.JAMES
JUDGE

mrcs